THE HON'BLE SRI. JUSTICE GODA RAGHURAM

W.P.No. 5753 of 2006

10-04-2006

Between:-

Kalam Nageswara Rao and three others.

Petitioners

And

The Eastern Power Distribution Company of A.P. Limited, rep., by its Managing Director, Visakhapatnam and four others.

Respondents

THE HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.No. 5753 of 2006

Oral order:

The 1st petitioner was the owner and possessor of Ac.15-00 of agricultural land in Ananthapalli village, Nallajerla mandal, West Godavari district in several survey numbers. For the said extent of land, the 1st petitioner had four agricultural electricity service connections bearing REC.Nos. 149, 558, 1013, 1113. According to the 1st petitioner, he sold a part of the said land to one Borra Satyavathi where there was an electricity supply with service connection REC.No.149 in R.S.No. 650. Another service connection REC.No. was in the land in R.S.No.699/1. The petitioner claims to have

sold this extent of land to one Kadiam Venkamma; service connection REC.No.1013 is in respect of land in R.S.No.751/2 and was settled in favour of the 1st petitioner's daughter by name Usha Sri, the 2nd petitioner herein. The other alienaees above mentioned are arrayed as petitioner Nos. 3 and 4.

On the ground that the 1st petitioner has four service connections and under the current policy of supply of free electricity to agricultural connections, the scheme is available only where there is one service connection in respect of an agricultural consumer, a notice was issued to the 1st petitioner by the 4th respondent calling upon the 1st petitioner to submit his objections. The 1st petitioner submitted a representation dated 16-03-2005 mentioning that he had sold and transferred the lands in respect of three service connections as stated hereinabove. Despite that, the respondents have billed him for all the four service connections treating the four service connections as continuing in his name, is the substantive complaint in this writ petition.

At the admission hearing of the writ petition, the 1st petitioner is satisfied if his representation to the 4th respondent dated 16-03-2005 is disposed of.

In the aforesaid circumstances and in view of the submission on behalf of the writ petitioners at the admission hearing, the writ petition is disposed of directing the respondents, particularly the 4th respondent, to consider and dispose of the application of the 1st petitioner dated 16-03-2005 at the earliest possible time and in any event within a period of three weeks from the date of receipt of a copy of this order. The decision of the respondents shall be communicated to the petitioners within the aforesaid time. No costs.

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GODA RAGHURAM, J

Dated:10-04-2006
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